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February 7, 2005

Dear Mr. Sough:

I received a message from Roger Wylie today re: 09/940,450. I must apologize because it is apparent that the message I asked him to communicate to you two weeks ago has not been communicated properly.

We have now identified six applications assigned to Art Unit 3628 that appear to be missing a total of 15 documents. We have ordered the certified file wrappers/file histories for each of these six applications (including 09/940,450) to verify the extent of the missing document problem (the records we have available to review are unofficial). After we receive and review the certified documents for all six applications we will be able to firmly establish the true extent of the missing document problem in Art Unit 3628.

Once the extent of the problem is completely verified, we will determine our next course of action. I expect this course of action will include the delivery of all the missing documents along with supporting documentation to Art Unit 3628 by Leydig Voit and Mayer. Anything that you can do to expedite the delivery of the requested certified file histories/file wrappers will be greatly appreciated - they are now overdue.

Thank you for your time and attention.

